

LOUISIANA GAMING CONTROL BOARD

Minutes of July 17, 2001

APPROVED
8/21/01

The Louisiana Gaming Control Board conducted a meeting on Tuesday, June 19, 2001, House Committee Room 6, Louisiana State Capitol at 10:00 a.m. Present at this meeting were: Hillary J. Crain, Chairman; Robert M. Fleming, Vice-Chairman; Ralph R. Perlman, Secretary/Treasurer; Gen. Sherian G. Cadoria, Dennis Kinchen, Dudley Lastrapes and Marcia Morgan. Absent were board members James Boyer, Rupert Richardson and ex-officio members, Col. Terry Landry and Sec. Cynthia Bridges.

The meeting was called to order. It was moved by Gen. Cadoria to approve the minutes of the June meeting. That motion was seconded by Mr. Kinchen and unanimously approved by the Board.

Ms. Donna Jackson, State Police Gaming Audit Division, presented the revenue reports for the riverboats and landbased casino. Ms. Donna Stevens, also with State Police gaming audit, reported on the statistics for video poker.

The Board acted on a Petition by Hollywood Casino Shreveport concerning certain Specific Economic and Procurement Conditions that were placed on the license during its construction. Speaking on behalf of Hollywood Casino was Mr. Walt Evans, general counsel. Ms. Maggie Malone, Corporate Securities Auditor with Louisiana State Police, and Ms. Claudeidra Minor, Asst. Attorney General in the Gaming Division, also addressed the Board concerning this issue.

Following discussion, it was moved by Mr. Lastrapes to release Hollywood Casino Shreveport from General Conditions No. 3 and Specific Economic and Procurement Condition Nos. 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, and 20. That motion was seconded by Mr. Kinchen and unanimously approved by the Board. The Board did not release Hollywood at this time on condition no. 13 dealing with performance and payment bonds.

The Chairman called upon Ms. Claudeidra Minor to report on the fourth quarter 2000 and first calendar quarter 2001 Voluntary Compliance Reports.

The next item was Consideration of a Petition by Paul West, on behalf of Peninsula Gaming Partners, L.L.C., for authority to submit an Application for Advanced Suitability Determination as a prospective buyer of a qualified racetrack facility. Ms. Melinda Tucker, Asst. Attorney General in the Gaming Division, addressed the Board on this matter. Following discussion, it was moved by Mr. Lastrapes to direct State Police to begin an advance suitability investigation on Peninsula Gaming Partners, L.L.C. on their filing a request for such and payment of the appropriate fees. That motion was seconded by Vice-Chairman Fleming and unanimously approved by the Board.

Mr. Tom Warner, Asst. Attorney General, addressed the Board concerning various rules. Following his presentation, it was moved by Sec. Perlman to institute the rulemaking procedures for

the adoption of LAC 42:III.121, Withdrawal of Applications, 122, Surrender of Licenses and Permits and 123. Application after Denial; Adoption of Amendments to LAC 42:VII.2325 and XIII.2325, Imposition of Sanctions (Pari-Mutuel Live Racing Facility Slot Machine Gaming, Riverboat) and LAC 42:IX.4103, Enforcement Actions of the Board (Landbased), and Repeal of LAC 42:VII.2155, 2157, IX.2133, 2135, XIII.2155, and 2157. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

It was moved by Vice-Chairman Fleming to go into Executive Session to discuss pending litigation. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.

Following the Executive Session the Board returned to the Regular Session.

The Board acted on proposed settlements/appeals in the following:

1. **In Re: R.P.K.T., LLC d/b/a Café Verdict - No. 3601209778** - Motion by Vice-Chairman Fleming to approve the settlement. That motion was seconded by Gen. Cadoria. Vice-Chairman Fleming then withdrew his motion and made a new motion to reject the settlement. That motion was seconded by Sec. Perlman and unanimously approved by the Board.
2. **In Re: Duck-N-Deli - No. 5000212162** - Motion by Ms. Morgan to approve the settlement. That motion was seconded by Gen. Cadoria and unanimously approved by the Board.
3. **In Re: Lloyd Charles & Pearl Stokes d/b/a Vick's Bar & Lounge - No. 3601111998** - Motion by Ms. Morgan to reverse denial of the license and approve the settlement. That motion was seconded by Mr. Lastrapes and approved by a six to one vote. Voting against the motion was Vice-Chairman Fleming.
4. **In Re: Leslie Bonano, Inc. d/b/a Brawlin in N/awlins - No. P082601495** - Motion by Sec. Perlman to affirm the Hearing Officer and deny the permit. That motion was seconded by Mr. Lastrapes and unanimously approved by the Board.
5. **In Re: Karen Gonzaque - No. P040006377**
6. **In Re: Yvonne Washington - No. P040019547**
7. **In Re: Frank Sagona - No. P040028654**

The above three appeals were handled in globo because they all dealt with the same issue. It was moved by Mr. Lastrapes to reverse the Hearing Officer because of a change in the law and allow the permittees to withdraw their applications and refile new ones without payment of additional fees. That motion was seconded by Ms. Morgan and unanimously approved by the Board.

There being no public comments, it was moved by Gen. Cadoria to adjourn. That motion was seconded by Sec. Perlman and unanimously approved by the Board.

The meeting was adjourned.